

Minutes
Waukesha County Board Executive Committee
April 18, 2011

After the close of the public hearing on the tentative county board redistricting plan, Dwyer called the meeting to order at 8:55 a.m.

Committee Members Present

Jim Dwyer (chair)	Fritz Ruf	Patricia Haukohl	Janel Brandtjen
Dave Swan	Duane Paulson	Jean Tortomasi	

Also Present

Senior Financial Analyst Bill Duckwitz	County Board Chief of Staff Mark Mader
Planning and Zoning Manager Jason Fruth	Office Services Coordinator Lisa Lake
Legislative Policy Advisor Sarah Spaeth	Director of Parks and Land Use Dale Shaver
UW Cooperative Extension Director Jerry Braatz	Land Information Systems Manager Don Dittmar
Budget Management Specialist Linda Witkowski	Director of Administration Norm Cummings
Budget Manager Keith Swartz	Accounting Services Manager Larry Dahl
Chief of Staff Ellen Nowak	Supervisor Walter Kolb
Laurel Walker	Rodell Singert
Supervisor Pamela Meyer	Supervisor Bill Zaborowski
Supervisor Gilbert Yerke	Supervisor Dave Falstad
Steve Van Dien	Town of Merton Clerk Susie Oman

Discuss and Consider the Tentative Waukesha County Supervisory District Plan and Issues and Comments Expressed at the April 18, 2011 Public Hearing Conducted by the Waukesha County Board Executive Committee

Haukohl said she was surprised when she saw the tentative map because it is so different from the current map. She was also surprised only one map is being considered since two maps were considered when the board downsized from 35 to 25 members. Shaver said U.S. census data is used to develop new county board districts every ten years. Developing maps based on this data could be described as putting together a puzzle with many small puzzle pieces. When the county board downsized, maps were drawn using ward data. Ward puzzle pieces are significantly larger than census data puzzle pieces. The maps developed from wards and census data would look dramatically different because of the sizes of puzzle pieces. Maps drawn with ward-sized puzzle pieces have larger variances while census data produces smaller variances. Dittmar said maps developed after county board downsizing did not accommodate growth during 2000 to 2006. Shaver said the two maps developed for the last redistricting after board downsizing were very similar. Dwyer said the approved downsizing map has uneven edges because wards were used.

Haukohl said once again the towns have gained representation and the cities and villages have lost representation. She asked if the map was developed using the current population. Dittmar said the maps are based on the 2010 U.S. census. Shaver said the census bureau draws the blocks. Dwyer said incumbent supervisors' addresses were not taken into consideration when the map was developed.

Paulson said the jail population as of April 1, 2010 is included in the census block. Could that be excluded from the map?

Brandtjen asked how many districts contain more than one community? Dwyer said ten districts contain more than two communities. Brandtjen asked what would happen if 600 people were moved into district 1 per Falstad's request at the public hearing? Shaver said a map could either keep the city of Oconomowoc whole or bring the lake districts together. Combining the village of Oconomowoc Lake with the city of Oconomowoc was considered and dismissed because it created a ward issues that are inconsistent with state statutes. Variances were not bad when the lake communities were combined and the city of Oconomowoc split. Dwyer said redistricting maps are subject to challenges so it is important to have consistent differences from the target.

Shaver explained how the tentative district map was developed and noted that the map was developed without an eye toward the location of current supervisors or direction from the county board and/or its committees.

Dwyer said the town of Merton clerk submitted questions about the map in regards to the Merton School District, Supervisor Gundrum wondered if district 24 could be simplified because it looks strange and Schellinger requested keeping Elm Grove in one district. Dwyer said the map keeps the area around Little Muskego Lake in one district. Oman said the map creates four additional ballot styles for the town of Merton.

The committee discussed at length what happens when districts are "tweaked:" as one district grows, others have to shrink to accommodate the change causing a ripple effect across the county.

Paulson said the issues with Little Muskego Lake and the town of Merton should be reviewed. Making one person well makes another sick. Brandtjen said this map is guaranteed to cause problems for municipalities. Dittmar said he would make changes as directed. Boundary agreements were an important consideration when the maps were developed.

Falstad said some feel that his proposed changes are completely self-serving but he would argue that the plan is in the best interest of everyone and complies with WCA's redistricting guidelines. Falstad urged the committee to consider his plan and not dismiss it because the reasoning appears political. Swan said Falstad's plan would increase the deviation in the city of Oconomowoc. Shaver said Falstad's plan would need to be reviewed for potential illegal wards. The city of Oconomowoc could be split to accommodate Falstad's plan. Dwyer said there is no guarantee a current supervisor would live in the city of Oconomowoc if the district were split.

Paulson said the map was developed without knowledge or consideration of where incumbents live. Some good supervisors will be lost with this plan but the integrity of the board is at stake. Brandtjen said it must be a good plan because no one is happy with it.

Dwyer asked Shaver if he would recommend changing the map to address issues caused by splitting Merton? Shaver said it could be looked at but shifts could result in issues in other areas. Ruf said it makes sense to review it. Shaver said if the committee wishes, his staff would develop new maps and try to keep the process on schedule. He does not want the process delayed while lines are tinkered.

Paulson said the committee should approve the map so it will go to the county board and municipalities for approval and review.

Motion: Paulson moved, Tortomasi second, to approve the 2011 tentative Waukesha County supervisory district plan. Motion carried 7-0.

Discuss and Consider Ordinance 166-O-007: Modify the Waukesha County UW-Extension Budget to Accept and Appropriate Community Partner Contributions and Donations to Carry Out the County's 2011 Prescription Drug Collection

Motion: Swan moved, Paulson second, to approve Ordinance 166-O-007.

Braatz said UW Cooperative Extension is holding a drug collection on May 14, 2011 in Brookfield, Menomonee Falls, Mukwonago, Oconomowoc, Pewaukee and Waukesha. Approval of this ordinance will allow the department to accept and appropriate \$6K in contributions (\$5K from ProHealth Care and \$1K from other community partners) and be used in conjunction with the \$15K (comprised of a \$7,500 state grant and donations) previously budgeted for the prescription drug collection. No tax levy funds this project. The last drug collection yielded 5K pounds of drugs.

In response to Haukohl's question, Braatz explained that municipalities and the Waukesha County METRO Drug unit provide law enforcement at collections sites and transport of collected items as required by law. In the past Waukesha and Jefferson Counties coordinated collection dates to share transport and disposal costs but unfortunately Jefferson County has opted not to have a collection this year. Swan asked if Waukesha County has to contract transport of controlled substances? Braatz said staff can transport nonprescription drugs but law enforcement is required to transport controlled substances.

Tortomasi asked would it be possible to collaborate with Milwaukee County? Braatz said Waukesha County coordinated with Milwaukee County in the past but Milwaukee County had not planned a collection in 2011 due to budget shortfalls. Several weeks ago, Milwaukee County received a Drug Enforcement Agency grant enabling the county to hold drug collections this year but it was too late to coordinate programs. Dwyer said it would nice to coordinate efforts and costs with multiple counties whenever possible.

Motion carried 7-0.

Discuss and Consider Ordinance 166-O-006: Amend Waukesha County Capital Project 200918 Energy Efficiency and Conservation Block Grant Implementation for Additional Project Revenues and Expenditures

Shaver said implementation of capital project 200918: Energy Efficiency and Conservation Block Grant Implementation is going well with interior and exterior lighting projects at Retzer Nature Center and the ice arenas remaining. The completed lighting projects have made the county eligible for \$120K in energy rebates, which will be appropriated to increase the number of energy efficient projects. Approval of this ordinance allows the county to accept the energy rebates (\$120K), increase project expenditures, appropriate earned rebates and accommodate additional lighting projects in campus parking lots with no direct tax levy impact.

Motion: Swan moved, Ruf second, to approve Ordinance 166-O-006.

Paulson asked for more information on the bids received for solar thermal systems in the jail and Law Enforcement Center. Shaver said when the projects in the jail and law enforcement center were initially analyzed a ten-year return on investment was projected. Further analysis revealing the return on investment for the Law Enforcement Center project to be 20 years prompted the decision to discontinue that portion of the project.

Haukohl asked what is the estimated completion date for the lighting projects? Shaver said lighting projects covered by this grant will be done by the end of the year.

Motion carried 7-0.

Discuss and Consider Ordinance 166-O-005: Modify Capital Project 201119 to Add 2011 Revenue and Expenditures for the Light Detection and Ranging (LIDAR) Data Collection Portion of the Project

Dittmar described LIDAR data collection detailing how it would be used with capital project 201119: Orthophotography. Dittmar explained that after applying for state grant funding for several years, the county was finally successful in securing state grant funding for the LIDAR portion of the capital project.

Motion: Ruf moved, Haukohl second, to approve Ordinance 166-O-005.

Paulson asked if it makes sense to do this part of the project now? Dittmar said it needs to be done for the capital project.

Haukohl said the original capital plan called for the use of fund balance. Will the grant funding negate the need to use fund balance? Dittmar said that is correct.

Motion carried 7-0.

Capital Projects Cost Performance Report

Witkowski reviewed the *Capital Projects 2010 Year End Report* highlighting noteworthy completed and closed projects, projects costing less than estimated, estimated project completion dates, project balances, etc. In response to questions, Witkowski said she would investigate why project 200913: Highway Waterlooop has 50% of the budget remaining when the project is 100% complete.

Tortomasi asked why is money being spent on Juvenile Center improvements when a workgroup is investigating possible closure? Dwyer said the workgroup is investigating best uses for the detention portion of the building. There are no plans to tear down the Juvenile Center.

Swan asked when is the secure corridor opening? Dwyer said May 1, 2011.

Dwyer asked is there a way to identify grant funding versus county tax levy in the report? Witkowski said the report includes county levy only. Cummings said the county tries to spend grant money first whenever possible.

Dwyer asked if project 9707: CTH VV, Marcy-Bette Drive was split into two projects? Witkowski said it was.

Paulson asked will project 9904: CTH X, STH 59-Harris Highlands exceed its budget? Witkowski said staff encumbers funding at the beginning of projects so remaining funding does not directly correlate with the percentage of project completion.

In response to Ruf's question, Cummings said the airport maintenance building is on hold and alternatives are being sought.

Hauko hl asked what is included in project 200109: Implement HHS Automated System? Cummings said the project is delayed for several reasons: HHS has yet to review the RFP specifications, the lead HHS information technology (IT) staff person is retiring, and additional IT work efforts are focused on converting all mental health records to electronic format by 2013 per federal decree.

Swan asked if projects 200912: Workforce Management System and 200822: Asset & Facility Management System could be combined? Witkowski said the projects do not deal with the same types of information and cannot be combined. Cummings said combining both systems would be very challenging especially considering the payroll system needs to be integrated with the financial system.

Brandtjen asked if project 200414: County-wide Cashiering is still in progress? Cummings said payments to the vendors for this project, which began in 2009, are being held until the vendor meets project goals. The system seems to be working at the parks but it is causing glitches at the golf courses. The system may not work at all in the clerk of courts due to the need to interface with CCAP. There is hope the project could be finished in 2012. Witkowski said the project is only half implemented.

Discuss and Consider Ordinance 166-O-010: Approve Waukesha County Pick-Up of Employee Retirement Contributions Pursuant to IRC §414(H)(2)

Motion: Paulson moved, Tortomasi said second, to approve Ordinance 166-O-010.

Dwyer said the county board needs to approve the exact language in this ordinance to comply with Internal Revenue Service code.

Cummings said county staff consulted with ETF, county auditors, the law firm of Foley and Lardner and three other law firms to learn that employee contributions could be pretax. The benefit of employee pretax contributions is that money is not taxed until after employees retire and make withdrawals. Most employees prefer to pay the tax later. The ordinance indicates that the employer collects pretax contributions and pays them on behalf of employees. Dahl said this ordinance was submitted at this time because the tax code indicates this step needs to be done prospectively.

Dwyer said this change will make withdrawals less confusing when employees retire. Cummings said this change does not affect social security contributions.

Paulson said he approves of this ordinance.

Mader asked why would anyone object to this ordinance? Cummings said some would argue it reduces the amount of tax collected. County employees already paying 1% of salaries toward pensions will benefit immediately from this ordinance. Mader said the ordinance is legal and has been reviewed by great law firms. Mader asked why didn't the state ponder this option as part of the act? Cummings said the state did not ponder this option.

Hauko hl asked are elected officials covered by this ordinance? Cummings said they are included.

Motion carried 7-0.

Review Proposed State budget Fiscal Impact Comparison: State Estimates and Waukesha County Estimates

Cummings distributed and reviewed a handout titled *Proposed State Budget Impact Comparison: State Estimates & Waukesha County Estimates* and indicated the report was created quickly. Cummings reviewed funding reductions per the governor's proposed budget including shared revenue, general transportation, youth aids, child support state GPR (state funding cuts affect federal matching funds), income maintenance, transit operating assistance, and state recycling grant (eliminated). Dwyer said the bottom line is that Waukesha County is losing money.

Cummings said the governor's proposed budget did not appropriately calculate the amount of savings Waukesha County would achieve from anticipated employee contributions to WRS and increased cost sharing for health insurance. The report was sent to legislators and the Waukesha County produced format is being used by counties statewide. Cummings does not think the governor's proposed budget will be approved as presented.

Dwyer said the executive committee will meet May 2 at 8:30 a.m. in room C179 to discuss the top three issues in the governor's proposed budget that affect Waukesha County.

Ruf asked how much has been cut from the county's budget? Cummings said the department of administration will release a complete report in a couple of weeks. Waukesha County is in better shape than many other counties. Swartz said counties frequently find out months after a budget is approved the full impact of funding cuts/decreases.

Discuss and Consider the Following Appointments:

Motion: Paulson moved, Tortomasi second, to approve the following appointments en masse. Motion carried 7-0.

- 166-A-001: Appointment of Fritz Ruf to the Wisconsin River Rail Transit
- 166-A-002: Appointment of Jim Jeskewitz to the Health & Human Services Board
- 166-A-003: Appointment of Joseph A. Vitale to the Health & Human Services Board
- 166-A-004: Appointment of Flor Gonzalez to the Health & Human Services Board
- 166-A-005: Appointment of David Hickey to the Ethics Board
- 166-A-006: Appointment of Michael Becker to the Ethics Board

Correspondence

A list of correspondence was distributed to committee members.

Approve Minutes of March 14, 2011

Motion: Paulson said moved, Ruf second, to approve the minutes of March 14, 2011 as amended. Motion carried 7-0.

Meeting Approval

Motion: Brandtjen moved, Swan second, to approve attendance of executive committee members at the health and human services board public hearing on April 21, 2011. Motion carried 7-0.

Legislative Update

Spaeth said few state bills are moving. A bill to cover veterans' services commission members in the county bond may pass in May 2011.

Committee Reports by Committee Chairs for the Following Meetings:

Land Use-March 15, 2011- Ruf said all items reviewed at this meeting have been approved by the board.

Finance-March 16 and April 6, 2011- Haukohl said at the March 16 meeting, the committee approved five ordinances, heard reports on employee performance evaluations and awards, information technology projects, alcohol treatment fees and revenue goals, and capital projects. At the April 6 meeting, the committee approved the contract procurement process for end user services, and heard reports on Treasurer's Office 2010 statistics, general funds, proprietary funds and possible fiscal impacts on Waukesha County resulting from the proposed state budget.

HHS-April 14, 2011- Brandtjen said the committee heard an educational overview on the adolescent and family division, update from the Juvenile Center study committee and Human Services Lobbying Day in Madison.

Personnel-March 15, 2011- Paulson said the committee reviewed the year-end workers compensation claims report, changes to Waukesha County policy and procedures and performance evaluations and awards report. The committee went into closed session to discuss bargaining issues.

Public Works-April 14, 2011- Swan said the public works committee approved the rejection of two bids, two ordinances and discussed the 2010 year-end transit statistics report.

Judiciary-April 15, 2011-Tortomasi said the committee approved an ordinance, toured the secured corridor and had presentations on the Huber study committee's final report and an Office of Justice Assistant grant application by Rebecca Luczaj.

Motion: Brandtjen moved, Haukohl second, to adjourn the meeting at 12:20 p.m. Motion carried 7-0.

Respectfully submitted,

Janel Brandtjen
Secretary